

1 **IN THE UNITED STATES DISTRICT COURT**
2 **FOR THE SOUTHERN DISTRICT OF NEW YORK**

3 JOSEPH FRAGAPANE, individually and on
4 behalf of all others similarly situated,

5 Plaintiff,

6 v.

7 GENER8 MARITIME, INC., PETER C.
8 GEORGIOPOULOS, ETHAN AUERBACH,
9 NICOLAS BUSCH, DAN ILANY, ADAM
10 PIERCE, ROGER SCHMITZ, STEVEN D.
11 SMITH, EURONAV NV, and EURONAV
12 MI INC.,

13 Defendants.

Civil Action No. 1:18-cv- 2097

**NOTICE OF DISMISSAL PURSUANT
TO F.R.C.P. 41(a)**

14 PLEASE TAKE NOTICE that, pursuant to Federal Rule of Civil Procedure 41(a), plaintiff
15 Joseph Fragapane ("Plaintiff") in the above captioned action dismisses this litigation with
16 prejudice as to the named Plaintiff and without prejudice as to the proposed class. Dismissal
17 pursuant to FRCP 41(a) is proper because no class is certified. For the avoidance of doubt, this
18 dismissal is without prejudice to any putative class members. No monetary compensation in any
19 form has passed directly or indirectly to the named Plaintiff or his attorneys, and no promise or
20 agreement to give any such compensation has been made, in exchange for this dismissal.

21 Respectfully submitted,

Dated: May 11, 2018

BRODSKY & SMITH, LLC

THE CLERK OF COURT IS DIRECTED TO CLOSE THIS CASE.
SO ORDERED.

Dated: 6/12/18

By: 

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J. PAUL OETKEN
United States District Judge